

HOUSE TAXATION AND REVENUE COMMITTEE SUBSTITUTE FOR
HOUSE BILL 154

49TH LEGISLATURE - STATE OF NEW MEXICO - FIRST SESSION, 2009

AN ACT

RELATING TO CAPITAL EXPENDITURES; AUTHORIZING THE ISSUANCE OF SEVERANCE TAX BONDS; AUTHORIZING EXPENDITURES FROM CERTAIN FUNDS AND BALANCES; CLARIFYING CONDITIONS FOR THE ISSUANCE OF BONDS; ESTABLISHING CONDITIONS FOR THE EXPENDITURE OF SEVERANCE TAX BOND PROCEEDS; ESTABLISHING CONDITIONS FOR THE REVERSION OF UNEXPENDED BALANCES; MAKING APPROPRIATIONS; DECLARING AN EMERGENCY.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF NEW MEXICO:

Section 1. SEVERANCE TAX BONDS--AUTHORIZATIONS--
APPROPRIATION OF PROCEEDS.--

A. The state board of finance may issue and sell severance tax bonds in compliance with the Severance Tax Bonding Act in an amount not to exceed the total of the amounts authorized for purposes specified in this act. The state board

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1 of finance shall schedule the issuance and sale of the bonds in
2 the most expeditious and economical manner possible upon a
3 finding by the board that the project has been developed
4 sufficiently to justify the issuance and that the project can
5 proceed to contract within a reasonable time. The state board
6 of finance shall further take the appropriate steps necessary
7 to comply with the Internal Revenue Code of 1986, as amended.
8 Proceeds from the sale of the bonds are appropriated for the
9 purposes specified in this act.

10 B. The agencies named in this act shall certify to
11 the state board of finance when the money from the proceeds of
12 the severance tax bonds authorized in this section is needed
13 for the purposes specified in the applicable section of this
14 act. If an agency has not certified the need for the issuance
15 of the bonds for a particular project, including projects that
16 have been reauthorized, by the end of fiscal year 2011, the
17 authorization for that project is void.

18 C. Before an agency may certify for the issuance of
19 severance tax bonds, the project must be developed sufficiently
20 so that the agency reasonably expects to:

21 (1) incur within six months after the
22 applicable bonds have been issued a substantial binding
23 obligation to a third party to expend at least five percent of
24 the bond proceeds for the project; and

25 (2) spend at least eighty-five percent of the

1 bond proceeds within three years after the applicable bonds
2 have been issued.

3 D. Except as otherwise specifically provided by
4 law:

5 (1) the unexpended balance from the proceeds
6 of severance tax bonds issued pursuant to this act for a
7 project shall revert to the severance tax bonding fund no later
8 than the following dates:

9 (a) for a project for which severance
10 tax bonds were issued to match federal grants, six months after
11 completion of the project;

12 (b) for a project for which severance
13 tax bonds were issued to purchase vehicles, including emergency
14 vehicles and other vehicles that require special equipment;
15 heavy equipment; books; educational technology; or other
16 equipment or furniture that is not related to a more inclusive
17 construction or renovation project, at the end of the fiscal
18 year two years following the fiscal year in which the severance
19 tax bonds were issued for the purchase; and

20 (c) for any other project for which
21 severance tax bonds were issued, within six months of
22 completion of the project, but no later than the end of fiscal
23 year 2013; and

24 (2) all remaining balances from the proceeds
25 of severance tax bonds issued for a project pursuant to this

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1 act shall revert to the severance tax bonding fund three months
2 after the latest reversion date specified for that type of
3 project in Paragraph (1) of this subsection.

4 E. Except for appropriations to the capital program
5 fund, money from severance tax bond proceeds provided pursuant
6 to this act shall not be used to pay indirect project costs.

7 F. For the purpose of this section, "unexpended
8 balance" means the remainder of an appropriation after
9 reserving for unpaid costs and expenses covered by binding
10 written obligations to third parties.

11 Section 2. OTHER FUND APPROPRIATIONS--LIMITATIONS--
12 REVERSIONS.--

13 A. Except as otherwise specifically provided by
14 law:

15 (1) the unexpended balance of an appropriation
16 made in this act from other state funds shall revert no later
17 than the following dates:

18 (a) for a project for which an
19 appropriation was made to match federal grants, six months
20 after completion of the project;

21 (b) for a project for which an
22 appropriation was made to purchase vehicles, including
23 emergency vehicles and other vehicles that require special
24 equipment; heavy equipment; books; educational technology; or
25 other equipment or furniture that is not related to a more

1 inclusive construction or renovation project, at the end of the
2 fiscal year two years following the fiscal year in which the
3 appropriation was made for the purchase; and

4 (c) for any other project for which an
5 appropriation was made, within six months of completion of the
6 project, but no later than the end of fiscal year 2013; and

7 (2) all remaining balances from an
8 appropriation made in this act for a project shall revert three
9 months after the latest reversion date specified for that type
10 of project in Paragraph (1) of this subsection.

11 B. Except for appropriations to the capital program
12 fund, money from appropriations made in this act shall not be
13 used to pay indirect project costs.

14 C. Except as provided in Subsection E of this
15 section, the balance of an appropriation made from the general
16 fund shall revert in the time frame set forth in Subsection A
17 of this section to the capital projects fund.

18 D. Except as provided in Subsection E of this
19 section, the balance of an appropriation made from other state
20 funds shall revert in the time frame set forth in Subsection A
21 of this section to the originating fund.

22 E. The balance of an appropriation made from the
23 general fund or other state fund to the Indian affairs
24 department or the aging and long-term services department for a
25 project located on lands of an Indian nation, tribe or pueblo

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1 shall revert in the time frame set forth in Subsection A of
2 this section to the tribal infrastructure project fund.

3 F. For the purpose of this section, "unexpended
4 balance" means the remainder of an appropriation after
5 reserving for unpaid costs and expenses covered by binding
6 written obligations to third parties.

7 Section 3. ADMINISTRATIVE OFFICE OF THE COURTS PROJECTS--
8 SEVERANCE TAX BONDS.--Pursuant to the provisions of Section 1
9 of this act, upon certification by the administrative office of
10 the courts that the need exists for the issuance of the bonds,
11 the following amounts are appropriated to the administrative
12 office of the courts for the following purposes:

- 13 1. two hundred thousand dollars (\$200,000) for
14 assistive listening devices statewide; and
- 15 2. eight hundred thousand dollars (\$800,000) to
16 furnish and equip magistrate facilities statewide.

17 Section 4. AGING AND LONG-TERM SERVICES DEPARTMENT
18 PROJECTS--SEVERANCE TAX BONDS.--Pursuant to the provisions of
19 Section 1 of this act, upon certification by the aging and
20 long-term services department that the need exists for the
21 issuance of the bonds, the following amounts are appropriated
22 to the aging and long-term services department for the
23 following purposes:

- 24 1. twenty-one thousand six hundred dollars
25 (\$21,600) to make improvements for building code compliance,

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1 including the purchase and installation of equipment, to the
2 Armijo meal site center in Bernalillo county;

3 2. one million twenty-four thousand one hundred ten
4 dollars (\$1,024,110) to make improvements for building code
5 compliance, including the purchase and installation of
6 equipment, to Albuquerque senior centers citywide in Bernalillo
7 county;

8 3. three hundred seventy-eight thousand dollars
9 (\$378,000) to purchase and equip vehicles for the
10 transportation of hot meals at Albuquerque senior centers in
11 Bernalillo county;

12 4. fifty thousand dollars (\$50,000) to purchase and
13 equip handicapped-accessible vans for the Chaves countywide
14 senior centers in Chaves county;

15 5. forty-two thousand dollars (\$42,000) to purchase
16 and equip vehicles for the transportation of hot meals at
17 Chaves countywide senior centers in Chaves county;

18 6. forty-two thousand dollars (\$42,000) to purchase
19 and equip vehicles for the transportation of hot meals at
20 Colfax countywide senior centers in Colfax county;

21 7. seventy-six thousand six hundred dollars
22 (\$76,600) to make improvements for building code compliance,
23 including the purchase and installation of equipment, to the
24 Benavidez senior center in Dona Ana county;

25 8. eighty-four thousand dollars (\$84,000) to

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1 purchase and equip vehicles for the transportation of hot meals
2 at Las Cruces citywide senior centers in Dona Ana county;

3 9. one hundred thousand dollars (\$100,000) to
4 purchase and equip handicapped-accessible vans for the Las
5 Cruces citywide senior centers in Dona Ana county;

6 10. two hundred fifty-eight thousand dollars
7 (\$258,000) to make improvements for building code compliance,
8 including the purchase and installation of equipment, to the
9 Gila, Mimbres and Santa Clara senior centers in Grant county;

10 11. fifty thousand dollars (\$50,000) to purchase
11 and equip handicapped-accessible vans for the Ena Mitchell
12 senior center in Hidalgo county;

13 12. one hundred twenty thousand dollars (\$120,000)
14 to make improvements for building code compliance, including
15 the purchase and installation of equipment, to the Smith Lake
16 chapter senior center on the Navajo Nation in McKinley county;

17 13. two hundred fifty thousand dollars (\$250,000)
18 to purchase and equip handicapped-accessible vans for the
19 Navajo Nation senior centers;

20 14. nine thousand dollars (\$9,000) to make
21 improvements for building code compliance, including the
22 purchase and installation of equipment, to the Pueblo of Isleta
23 senior center in Bernalillo county;

24 15. fifty-six thousand four hundred fifty dollars
25 (\$56,450) to make improvements for building code compliance,

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1 including the purchase and installation of equipment, to the
2 Alamogordo senior center in Otero county;

3 16. fifty thousand dollars (\$50,000) to purchase
4 and equip handicapped-accessible vans for the Tularosa senior
5 center in Otero county;

6 17. one hundred eighty-seven thousand five hundred
7 twenty dollars (\$187,520) to make improvements for building
8 code compliance, including the purchase and installation of
9 equipment, to the Espanola senior center in Rio Arriba county;

10 18. forty-two thousand dollars (\$42,000) to
11 purchase and equip vehicles for the transportation of hot meals
12 at the Pueblo of Santa Clara senior center in Rio Arriba
13 county;

14 19. fifteen thousand one hundred fifty dollars
15 (\$15,150) to make improvements for building code compliance,
16 including the purchase and installation of equipment, to the
17 Tierra Amarilla senior center in Rio Arriba county;

18 20. fifty thousand dollars (\$50,000) to purchase
19 and equip handicapped-accessible vans for the Tierra Amarilla
20 senior center in Rio Arriba county;

21 21. fifty thousand dollars (\$50,000) to purchase
22 and equip handicapped-accessible vans for the Elida senior
23 center in Roosevelt county;

24 22. one hundred twenty thousand dollars (\$120,000)
25 to make improvements for building code compliance, including

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1 the purchase and installation of equipment, to the Bonnie
2 Dallas senior center in San Juan county;

3 23. one hundred nine thousand eight hundred dollars
4 (\$109,800) to make improvements for building code compliance,
5 including the purchase and installation of equipment, to the
6 Blanco senior center in San Juan county;

7 24. forty-two thousand dollars (\$42,000) to
8 purchase and equip vehicles for the transportation of hot meals
9 at Bloomfield senior center in San Juan county;

10 25. thirteen thousand dollars (\$13,000) to make
11 improvements for building code compliance, including the
12 purchase and installation of equipment, to the Huerfano chapter
13 senior center on the Navajo Nation in San Juan county;

14 26. one thousand six hundred dollars (\$1,600) to
15 make improvements for building code compliance, including the
16 purchase and installation of equipment, to the Lake Valley
17 chapter senior center on the Navajo Nation in San Juan county;

18 27. twelve thousand six hundred sixty dollars
19 (\$12,660) to make improvements for building code compliance,
20 including the purchase and installation of equipment, to the
21 Upper Fruitland chapter senior center on the Navajo Nation in
22 San Juan county;

23 28. one hundred thousand dollars (\$100,000) to
24 purchase and equip vehicles for the transportation of hot meals
25 at San Miguel countywide senior centers in San Miguel county;

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1 29. forty-two thousand dollars (\$42,000) to
2 purchase and equip vehicles for the transportation of hot meals
3 at Bernalillo and Placitas senior centers in Sandoval county;

4 30. fifty thousand dollars (\$50,000) to purchase
5 and equip handicapped-accessible vans for the Meadowlark senior
6 center in Sandoval county;

7 31. one hundred thousand dollars (\$100,000) to make
8 improvements for building code compliance, including the
9 purchase and installation of equipment, to the Meadowlark
10 senior center in Sandoval county;

11 32. forty-two thousand dollars (\$42,000) to
12 purchase and equip vehicles for the transportation of hot meals
13 at Sandoval countywide senior centers in Sandoval county;

14 33. twenty thousand dollars (\$20,000) to make
15 improvements for building code compliance, including the
16 purchase and installation of equipment, to the Bernalillo
17 senior center in Sandoval county;

18 34. forty-two thousand dollars (\$42,000) to
19 purchase and equip vehicles for the transportation of hot meals
20 at the Pueblo of Cochiti senior center in Sandoval county;

21 35. twenty-two thousand two hundred fifty dollars
22 (\$22,250) to make improvements for building code compliance,
23 including the purchase and installation of equipment, to the
24 Corrales senior center in Sandoval county;

25 36. fifty thousand dollars (\$50,000) to purchase

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1 and equip handicapped-accessible vans for the Pueblo of Santo
2 Domingo senior center in Sandoval county;

3 37. eighty-four thousand dollars (\$84,000) to
4 purchase and equip vehicles for the transportation of hot meals
5 at Santa Fe citywide senior centers in Santa Fe county;

6 38. two hundred thousand dollars (\$200,000) to make
7 improvements for building code compliance, including the
8 purchase and installation of equipment, to the Mary Esther
9 Gonzales senior center in Santa Fe county;

10 39. one hundred fifty thousand dollars (\$150,000)
11 to make improvements for building code compliance, including
12 the purchase and installation of equipment, to the Rio en Medio
13 meal site center in Santa Fe county;

14 40. fifty thousand dollars (\$50,000) to purchase
15 and equip handicapped-accessible vans for the Eldorado senior
16 center in Santa Fe county;

17 41. fifty thousand dollars (\$50,000) to purchase
18 and equip handicapped-accessible vans for the Santa Fe senior
19 center in Santa Fe county;

20 42. forty-two thousand dollars (\$42,000) to
21 purchase and equip vehicles for the transportation of hot meals
22 at the Sierra joint office on aging in Sierra county;

23 43. one hundred fifty thousand dollars (\$150,000)
24 to purchase and equip handicapped-accessible vans for the
25 Socorro countywide senior centers in Socorro county;

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1 44. forty-two thousand dollars (\$42,000) to
2 purchase and equip vehicles for the transportation of hot meals
3 at Taos countywide senior centers in Taos county;

4 45. forty-two thousand dollars (\$42,000) to
5 purchase and equip vehicles for the transportation of hot meals
6 at the Pueblo of Taos senior center in Taos county;

7 46. thirty-two thousand two hundred sixty dollars
8 (\$32,260) to make improvements for building code compliance,
9 including the purchase and installation of equipment, to senior
10 centers in Torrance county;

11 47. forty-two thousand dollars (\$42,000) to
12 purchase and equip vehicles for the transportation of hot meals
13 at Clayton senior center in Union county;

14 48. one hundred fifty thousand dollars (\$150,000)
15 to make improvements for building code compliance, including
16 the purchase and installation of equipment, to the Fred Luna
17 senior center in Valencia county; and

18 49. forty-two thousand dollars (\$42,000) to
19 purchase and equip vehicles for the transportation of hot meals
20 at Valencia countywide senior centers in Valencia county.

21 Section 5. STATE ARMORY BOARD PROJECT--SEVERANCE TAX
22 BONDS.--Pursuant to the provisions of Section 1 of this act,
23 upon certification by the state armory board that the need
24 exists for the issuance of the bonds, five hundred thousand
25 dollars (\$500,000) is appropriated to the state armory board

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1 for renovation and repairs at armory facilities statewide.

2 Section 6. BERNALILLO COUNTY METROPOLITAN COURT PROJECT--
3 SEVERANCE TAX BONDS.--Pursuant to the provisions of Section 1
4 of this act, upon certification by the Bernalillo county
5 metropolitan court that the need exists for the issuance of the
6 bonds, one hundred sixty-two thousand dollars (\$162,000) is
7 appropriated to the Bernalillo county metropolitan court to
8 plan, design, construct and furnish classrooms for the driving
9 while impaired and driver improvement schools in the metro
10 shops in Albuquerque in Bernalillo county.

11 Section 7. STATE BUILDING PROJECTS--CAPITAL PROGRAM
12 FUND--SEVERANCE TAX BONDS.--Pursuant to the provisions of
13 Section 1 of this act, upon certification by the property
14 control division of the general services department that the
15 need exists for the issuance of the bonds, the following
16 amounts are appropriated to the capital program fund for the
17 following purposes:

18 1. seven hundred fifty thousand dollars (\$750,000)
19 to plan, design and construct a senior skills training center,
20 including learning laboratories, classrooms and offices, at the
21 commission for the blind in Albuquerque in Bernalillo county;

22 2. four hundred thousand dollars (\$400,000) to
23 renovate and equip the youth diagnostic development center in
24 accordance with the Missouri model and implementation of
25 Cambiar New Mexico in Albuquerque in Bernalillo county;

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1 3. three million five hundred thousand dollars
2 (\$3,500,000) to purchase, install, equip and furnish the state
3 laboratory services building in Albuquerque in Bernalillo
4 county;

5 4. two hundred seven thousand three hundred dollars
6 (\$207,300) for fire suppression at the Sequoyah adolescent
7 treatment center in Albuquerque in Bernalillo county;

8 5. five hundred thousand dollars (\$500,000) for
9 renovations and improvements to the TIWA building in
10 Albuquerque in Bernalillo county;

11 6. eight hundred thousand dollars (\$800,000) to
12 plan, design, construct and equip a county emergency response
13 station to provide hazmat and other emergency response at the
14 Santa Teresa port of entry and surrounding areas in Dona Ana
15 county;

16 7. one million five hundred thousand dollars
17 (\$1,500,000) to equip, furnish and landscape the site,
18 including equipping a spur road, at the Lordsburg port of entry
19 in Hidalgo county;

20 8. four hundred thousand dollars (\$400,000) to
21 plan, design and construct improvements, including
22 reconfiguring office layout, remodeling restrooms and replacing
23 the heating, ventilation and air conditioning system, in the
24 James Murray building in Hobbs in Lea county;

25 9. eight hundred forty thousand dollars (\$840,000)

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1 to plan and design a skilled-nursing Alzheimer's unit at the
2 New Mexico state veterans' home in Truth or Consequences in
3 Sierra county;

4 10. five hundred fifty thousand dollars (\$550,000)
5 to purchase and install modular units and make other
6 improvements at state police substations in Cuba in Sandoval
7 county and Santa Rosa in Guadalupe county;

8 11. two hundred thousand dollars (\$200,000) to
9 plan, design and construct renovations to the Harriet Sammons
10 building in Farmington in San Juan county;

11 12. three hundred thirty thousand dollars
12 (\$330,000) for asbestos abatement at the New Mexico behavioral
13 health institute in Las Vegas in San Miguel county;

14 13. two million dollars (\$2,000,000) to plan,
15 design, construct and provide upgrades of forensic security
16 needs at the New Mexico behavioral health institute in Las
17 Vegas in San Miguel county;

18 14. one hundred seventy-five thousand dollars
19 (\$175,000) for repairs and improvements to the Louise Brown
20 building, including site improvements, repaving and restriping
21 the parking lot and replacing the property fence, in Bernalillo
22 in Sandoval county;

23 15. four million dollars (\$4,000,000) to acquire
24 land for and to plan and design a health and human services
25 complex in Santa Fe in Santa Fe county;

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1 16. five hundred thousand dollars (\$500,000) for a
2 development plan, including needed facility renovations and
3 improvements, for the infill and redevelopment of the south
4 capitol campus complex in Santa Fe in Santa Fe county;

5 17. one million dollars (\$1,000,000) to plan,
6 design and construct an addition and renovations to the north
7 office for the homeland security and emergency management
8 department center in Santa Fe in Santa Fe county, contingent on
9 New Mexico receiving an emergency operations center federal
10 grant;

11 18. one hundred thirty-two thousand seven hundred
12 dollars (\$132,700) to replace boilers and chillers at the New
13 Mexico state veterans' home in Truth or Consequences in Sierra
14 county;

15 19. one hundred thirty-five thousand dollars
16 (\$135,000) to construct a fire investigation center for use by
17 the fire marshal division for evidence processing and storage
18 at the New Mexico firefighters training academy in Socorro in
19 Socorro county;

20 20. five million eight hundred thousand dollars
21 (\$5,800,000) to renovate and replace mechanical system
22 equipment, piping and infrastructure at the southern New Mexico
23 correctional facility in Dona Ana county and the central New
24 Mexico correctional facility in Valencia county;

25 21. one million dollars (\$1,000,000) for

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1 infrastructure and improvements at health facilities statewide;

2 22. two million seven hundred thousand dollars
3 (\$2,700,000) for demolition, decommissioning and asbestos
4 abatement of state buildings, including the Campbell, Woolston,
5 Mecham and Old Huning buildings on the Los Lunas campus in
6 Valencia county and the old dormitory at the New Mexico
7 rehabilitation center in Roswell in Chaves county;

8 23. two million dollars (\$2,000,000) for repairs,
9 renovations, deferred maintenance and infrastructure
10 improvements at state buildings statewide;

11 24. one million three hundred thousand dollars
12 (\$1,300,000) for improvements to workforce solutions department
13 offices statewide, including roofs; heating, ventilation and
14 air conditioning systems; deferred maintenance; and
15 improvements to comply with the requirements of the Americans
16 with Disabilities Act of 1990;

17 25. three hundred thousand dollars (\$300,000) to
18 plan, design, construct and equip a parking area, including
19 lighting and landscaping, for the Fred Luna building in Belen
20 in Valencia county; and

21 26. three hundred thirty thousand dollars
22 (\$330,000) for renovations and improvements to the therapeutic
23 pool in the natatorium at the Los Lunas campus in Valencia
24 county.

25 Section 8. COURT OF APPEALS PROJECT--SEVERANCE TAX

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1 BONDS.--Pursuant to the provisions of Section 1 of this act,
2 upon certification by the court of appeals that the need exists
3 for the issuance of the bonds, four hundred thousand dollars
4 (\$400,000) is appropriated to the court of appeals to purchase
5 and install furniture, fixtures and equipment at the Pamela B.
6 Minzner court of appeals law center in Albuquerque in
7 Bernalillo county.

8 Section 9. CULTURAL AFFAIRS DEPARTMENT PROJECTS--
9 SEVERANCE TAX BONDS.--Pursuant to the provisions of Section 1
10 of this act, upon certification by the cultural affairs
11 department that the need exists for the issuance of the bonds,
12 the following amounts are appropriated to the cultural affairs
13 department for the following purposes:

14 1. five hundred thousand dollars (\$500,000) to
15 construct the educational facility at the New Mexico museum of
16 natural history and science in Albuquerque in Bernalillo
17 county;

18 2. five hundred sixty-three thousand dollars
19 (\$563,000) to purchase and install exhibits at the Bosque
20 Redondo memorial at Fort Sumner state monument in De Baca
21 county;

22 3. one million eight hundred thousand dollars
23 (\$1,800,000) to continue construction and completion of
24 Tortugas hall and to purchase and install exhibits at the New
25 Mexico farm and ranch heritage museum in Las Cruces in Dona Ana

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1 county;

2 4. five hundred thousand dollars (\$500,000) for
3 infrastructure improvements at the New Mexico archaeology
4 center in Santa Fe in Santa Fe county;

5 5. three hundred seventy-five thousand dollars
6 (\$375,000) for furniture, fixtures and equipment for the New
7 Mexico history museum in Santa Fe in Santa Fe county; and

8 6. one million dollars (\$1,000,000) for repairs and
9 infrastructure improvements to state museums and monuments,
10 including restoration of artifacts and artwork, statewide.

11 Section 10. CUMBRES AND TOLTEC SCENIC RAILROAD COMMISSION
12 PROJECT--SEVERANCE TAX BONDS.--Pursuant to the provisions of
13 Section 1 of this act, upon certification by the Cumbres and
14 Toltec scenic railroad commission that the need exists for the
15 issuance of the bonds, one million dollars (\$1,000,000) is
16 appropriated to the Cumbres and Toltec scenic railroad
17 commission for track rehabilitation and improvements to the
18 Cumbres and Toltec scenic railroad in Rio Arriba county.

19 Section 11. SIXTH JUDICIAL DISTRICT COURT PROJECT--
20 SEVERANCE TAX BONDS.--Pursuant to the provisions of Section 1
21 of this act, upon certification by the sixth judicial district
22 court that the need exists for the issuance of the bonds, two
23 hundred twenty thousand dollars (\$220,000) is appropriated to
24 the sixth judicial district court to furnish and equip the
25 sixth judicial district court in Grant county.

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1 Section 12. SEVENTH JUDICIAL DISTRICT COURT PROJECT--
2 SEVERANCE TAX BONDS.--Pursuant to the provisions of Section 1
3 of this act, upon certification by the seventh judicial
4 district court that the need exists for the issuance of the
5 bonds, thirty thousand dollars (\$30,000) is appropriated to the
6 seventh judicial district court to furnish and equip the
7 seventh judicial district court in Sierra county.

8 Section 13. EIGHTH JUDICIAL DISTRICT COURT PROJECT--
9 SEVERANCE TAX BONDS.--Pursuant to the provisions of Section 1
10 of this act, upon certification by the eighth judicial district
11 court that the need exists for the issuance of the bonds, one
12 hundred seventy-five thousand dollars (\$175,000) is
13 appropriated to the eighth judicial district court to furnish
14 and equip the eighth judicial district court in Colfax county.

15 Section 14. ELEVENTH JUDICIAL DISTRICT COURT PROJECT--
16 SEVERANCE TAX BONDS.--Pursuant to the provisions of Section 1
17 of this act, upon certification by the eleventh judicial
18 district court that the need exists for the issuance of the
19 bonds, three hundred seventy-five thousand dollars (\$375,000)
20 is appropriated to the eleventh judicial district court to
21 furnish and equip the eleventh judicial district court in Aztec
22 in San Juan county.

23 Section 15. ECONOMIC DEVELOPMENT DEPARTMENT PROJECT--
24 SEVERANCE TAX BONDS.--Pursuant to the provisions of Section 1
25 of this act, upon certification by the economic development

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1 department that the need exists for the issuance of the bonds,
2 one million dollars (\$1,000,000) is appropriated to the
3 economic development department for mainstreet infrastructure
4 and renovation projects statewide.

5 Section 16. PUBLIC EDUCATION DEPARTMENT PROJECTS--
6 SEVERANCE TAX BONDS.--Pursuant to the provisions of Section 1
7 of this act, upon certification by the public education
8 department that the need exists for the issuance of the bonds,
9 the following amounts are appropriated to the public education
10 department for the following purposes:

11 1. two million dollars (\$2,000,000) for renovation
12 of existing facilities and for construction of pre-kindergarten
13 classrooms statewide; and

14 2. five million dollars (\$5,000,000) to purchase
15 and equip school buses statewide.

16 Section 17. ENERGY, MINERALS AND NATURAL RESOURCES
17 DEPARTMENT PROJECTS--SEVERANCE TAX BONDS.--Pursuant to the
18 provisions of Section 1 of this act, upon certification by the
19 energy, minerals and natural resources department that the need
20 exists for the issuance of the bonds, the following amounts are
21 appropriated to the energy, minerals and natural resources
22 department for the following purposes:

23 1. five hundred thousand dollars (\$500,000) to
24 purchase and equip fire trucks and crew carriers for forestry
25 division district offices statewide; and

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1 2. seven hundred fifty thousand dollars (\$750,000)
2 to purchase and equip fire engines for local fire departments
3 statewide.

4 Section 18. STATE PARKS DIVISION OF THE ENERGY, MINERALS
5 AND NATURAL RESOURCES DEPARTMENT PROJECT--SEVERANCE TAX
6 BONDS.--Pursuant to the provisions of Section 1 of this act,
7 upon certification by the state parks division of the energy,
8 minerals and natural resources department that the need exists
9 for the issuance of the bonds, one million dollars (\$1,000,000)
10 is appropriated to the state parks division of the energy,
11 minerals and natural resources department to construct,
12 renovate, equip and furnish state parks, including parking lots
13 and roads, statewide.

14 Section 19. OFFICE OF THE STATE ENGINEER PROJECT--
15 SEVERANCE TAX BONDS.--Pursuant to the provisions of Section 1
16 of this act, upon certification by the office of the state
17 engineer that the need exists for the issuance of the bonds,
18 one million five hundred thousand dollars (\$1,500,000) is
19 appropriated to the office of the state engineer for
20 construction and improvements to the Bloomfield dam in San Juan
21 county.

22 Section 20. DEPARTMENT OF ENVIRONMENT PROJECT--SEVERANCE
23 TAX BONDS.--Pursuant to the provisions of Section 1 of this
24 act, upon certification by the department of environment that
25 the need exists for the issuance of the bonds, one million five

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1 hundred thousand dollars (\$1,500,000) is appropriated to the
2 department of environment for projects that restore instream
3 ecosystem function and watershed health to major river basins
4 statewide.

5 Section 21. STATE FAIR COMMISSION PROJECT--SEVERANCE TAX
6 BONDS.--Pursuant to the provisions of Section 1 of this act,
7 upon certification by the state fair commission that the need
8 exists for the issuance of the bonds, five million dollars
9 (\$5,000,000) is appropriated to the state fair commission for a
10 facilities master plan and to plan, design, construct, equip
11 and make improvements to facilities, grounds and infrastructure
12 at the New Mexico state fairgrounds in Albuquerque in
13 Bernalillo county.

14 Section 22. DEPARTMENT OF FINANCE AND ADMINISTRATION
15 PROJECTS--SEVERANCE TAX BONDS.--Pursuant to the provisions of
16 Section 1 of this act, upon certification by the department of
17 finance and administration that the need exists for the
18 issuance of the bonds, the following amounts are appropriated
19 to the department of finance and administration for the
20 following purposes:

21 1. four million dollars (\$4,000,000) for
22 infrastructure development, design and construction for a
23 financial services economic development project in Bernalillo
24 county pursuant to the Local Economic Development Act;

25 2. six million dollars (\$6,000,000) for

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1 infrastructure development, design and construction for a solar
2 equipment economic development project in Bernalillo county
3 pursuant to the Local Economic Development Act;

4 3. six million dollars (\$6,000,000) for
5 infrastructure development, design and construction of a
6 technical support center in Rio Rancho in Sandoval county
7 pursuant to the Local Economic Development Act;

8 4. four million dollars (\$4,000,000) to plan,
9 design and construct infrastructure improvements to colonias
10 statewide;

11 5. one million dollars (\$1,000,000) to plan,
12 design, construct and equip county fairgrounds and public rodeo
13 facilities statewide;

14 6. four million five hundred thousand dollars
15 (\$4,500,000) to provide grants to political subdivisions of the
16 state for infrastructure improvements necessary to attract new
17 companies or expand existing businesses to achieve job growth
18 pursuant to the Local Economic Development Act statewide; and

19 7. three million dollars (\$3,000,000) for design
20 and construction for a solar equipment economic development
21 project in Belen in Valencia county pursuant to the Local
22 Economic Development Act.

23 Section 23. DEPARTMENT OF GAME AND FISH PROJECTS--
24 SEVERANCE TAX BONDS.--Pursuant to the provisions of Section 1
25 of this act, upon certification by the department of game and

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1 fish that the need exists for the issuance of the bonds, the
2 following amounts are appropriated to the department of game
3 and fish for the following purposes:

4 1. four million two hundred fifty thousand dollars
5 (\$4,250,000) for construction and renovations to the Lake
6 Roberts dam and spillway in Grant county; and

7 2. two hundred fifty thousand dollars (\$250,000) to
8 improve habitat conditions, including signage for aquatic
9 education, on the San Juan river in San Juan county.

10 Section 24. GENERAL SERVICES DEPARTMENT PROJECT--
11 SEVERANCE TAX BONDS.--Pursuant to the provisions of Section 1
12 of this act, upon certification by the general services
13 department that the need exists for the issuance of the bonds,
14 one hundred thousand dollars (\$100,000) is appropriated to the
15 general services department to purchase and equip handicapped-
16 accessible vans for use by state employees at state agencies
17 statewide.

18 Section 25. DEPARTMENT OF HEALTH PROJECT--SEVERANCE TAX
19 BONDS.--Pursuant to the provisions of Section 1 of this act,
20 upon certification by the department of health that the need
21 exists for the issuance of the bonds, one hundred thousand
22 dollars (\$100,000) is appropriated to the department of health
23 to purchase and install health immunization equipment and
24 information technology, including related equipment, furniture
25 and infrastructure, for the statewide immunization information

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1 system.

2 Section 26. INDIAN AFFAIRS DEPARTMENT PROJECT--SEVERANCE
3 TAX BONDS.--Pursuant to the provisions of Section 1 of this
4 act, upon certification by the Indian affairs department that
5 the need exists for the issuance of the bonds, one million
6 dollars (\$1,000,000) is appropriated to the Indian affairs
7 department to plan, design and construct a regional wellness
8 center for the Santa Fe Indian school in Santa Fe in Santa Fe
9 county.

10 Section 27. DEPARTMENT OF INFORMATION TECHNOLOGY
11 PROJECTS--SEVERANCE TAX BONDS.--Pursuant to the provisions of
12 Section 1 of this act, upon certification by the department of
13 information technology that the need exists for the issuance of
14 the bonds, the following amounts are appropriated to the
15 department of information technology for the following
16 purposes:

17 1. nine hundred thousand dollars (\$900,000) to
18 purchase and install information technology hardware, software
19 and fiber network equipment in the data center in the Simms
20 building in Santa Fe in Santa Fe county;

21 2. two million one hundred thousand dollars
22 (\$2,100,000) for equipment and software to upgrade and redesign
23 the state's enterprise email system;

24 3. one million seven hundred thousand dollars
25 (\$1,700,000) to design and equip a disaster recovery site for

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1 the statewide human resources, accounting and management
2 reporting system, including hardware, software and network
3 equipment;

4 4. eight hundred thousand dollars (\$800,000) for
5 equipment upgrades to the core telecommunications network
6 statewide;

7 5. nine hundred thousand dollars (\$900,000) for
8 telephone system upgrades, including replacing private branch
9 exchange switches, statewide; and

10 6. one million dollars (\$1,000,000) to plan,
11 design, construct and convert analog microwave towers to a
12 statewide digital microwave network.

13 Section 28. DEPARTMENT OF PUBLIC SAFETY PROJECT--
14 SEVERANCE TAX BONDS.--Pursuant to the provisions of Section 1
15 of this act, upon certification by the department of public
16 safety that the need exists for the issuance of the bonds, two
17 million dollars (\$2,000,000) is appropriated to the department
18 of public safety to purchase and equip law enforcement vehicles
19 statewide.

20 Section 29. NEW MEXICO SCHOOL FOR THE BLIND AND VISUALLY
21 IMPAIRED AND NEW MEXICO SCHOOL FOR THE DEAF PROJECTS--PUBLIC
22 SCHOOL CAPITAL OUTLAY FUND--SEVERANCE TAX BONDS.--Pursuant to
23 the provisions of Section 1 of this act, upon certification by
24 the public school capital outlay council that the need exists
25 for the issuance of the bonds, the following amounts are

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1 appropriated to the public school capital outlay fund for the
2 following purposes:

3 1. two million three hundred thousand dollars
4 (\$2,300,000) for fire suppression upgrades and other
5 infrastructure improvements to address critical deficiencies at
6 the New Mexico school for the blind and visually impaired in
7 Alamogordo in Otero county; and

8 2. two million five hundred thousand dollars
9 (\$2,500,000) for asbestos abatement, mold remediation and other
10 renovations to address critical deficiencies at the New Mexico
11 school for the deaf in Santa Fe in Santa Fe county.

12 Section 30. SUPREME COURT BUILDING COMMISSION PROJECT--
13 SEVERANCE TAX BONDS.--Pursuant to the provisions of Section 1
14 of this act, upon certification by the supreme court building
15 commission that the need exists for the issuance of the bonds,
16 seven hundred thousand dollars (\$700,000) is appropriated to
17 the supreme court building commission for a fire suppression
18 system at the supreme court building in Santa Fe in Santa Fe
19 county.

20 Section 31. TAXATION AND REVENUE DEPARTMENT PROJECT--
21 SEVERANCE TAX BONDS.--Pursuant to the provisions of Section 1
22 of this act, upon certification by the taxation and revenue
23 department that the need exists for the issuance of the bonds,
24 two hundred thousand dollars (\$200,000) is appropriated to the
25 taxation and revenue department to purchase and install

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1 remittance transport equipment in Santa Fe in Santa Fe county.

2 Section 32. TRIBAL INFRASTRUCTURE PROJECTS--TRIBAL
3 INFRASTRUCTURE PROJECT FUND--SEVERANCE TAX BONDS.--Pursuant to
4 the provisions of Section 1 of this act, upon certification by
5 the department of finance and administration that the need
6 exists for the issuance of the bonds, five million dollars
7 (\$5,000,000) is appropriated to the tribal infrastructure
8 project fund for tribal infrastructure projects related to
9 water, wastewater, electrical systems, communications, roads,
10 health, emergency facilities and economic development statewide
11 to carry out the provisions of the Tribal Infrastructure Act.

12 Section 33. EASTERN NEW MEXICO UNIVERSITY PROJECT--
13 SEVERANCE TAX BONDS.--Pursuant to the provisions of Section 1
14 of this act, upon certification by the board of regents of
15 eastern New Mexico university that the need exists for the
16 issuance of the bonds, four hundred thousand dollars (\$400,000)
17 is appropriated to the board of regents of eastern New Mexico
18 university for infrastructure and electric utility upgrades,
19 including distribution, at eastern New Mexico university in
20 Portales in Roosevelt county.

21 Section 34. NEW MEXICO HIGHLANDS UNIVERSITY PROJECT--
22 SEVERANCE TAX BONDS.--Pursuant to the provisions of Section 1
23 of this act, upon certification by the board of regents of New
24 Mexico highlands university that the need exists for the
25 issuance of the bonds, four hundred thousand dollars (\$400,000)

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1 is appropriated to the board of regents of New Mexico highlands
2 university for infrastructure renovations and improvements at
3 New Mexico highlands university in Las Vegas in San Miguel
4 county.

5 Section 35. NEW MEXICO MILITARY INSTITUTE PROJECT--
6 SEVERANCE TAX BONDS.--Pursuant to the provisions of Section 1
7 of this act, upon certification by the board of regents of New
8 Mexico military institute that the need exists for the issuance
9 of the bonds, two million two hundred thousand dollars
10 (\$2,200,000) is appropriated to the board of regents of New
11 Mexico military institute for critical water supply
12 infrastructure at New Mexico military institute in Roswell in
13 Chaves county.

14 Section 36. NEW MEXICO INSTITUTE OF MINING AND TECHNOLOGY
15 PROJECT--SEVERANCE TAX BONDS.--Pursuant to the provisions of
16 Section 1 of this act, upon certification by the board of
17 regents of New Mexico institute of mining and technology that
18 the need exists for the issuance of the bonds, four hundred
19 thousand dollars (\$400,000) is appropriated to the board of
20 regents of New Mexico institute of mining and technology for
21 infrastructure renovations and improvements at the New Mexico
22 institute of mining and technology in Socorro in Socorro
23 county.

24 Section 37. NEW MEXICO STATE UNIVERSITY PROJECT--
25 SEVERANCE TAX BONDS.--Pursuant to the provisions of Section 1

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1 of this act, upon certification by the board of regents of New
2 Mexico state university that the need exists for the issuance
3 of the bonds, five million five hundred thousand dollars
4 (\$5,500,000) is appropriated to the board of regents of New
5 Mexico state university to plan, design, construct, equip and
6 furnish the arts complex at New Mexico state university in Las
7 Cruces in Dona Ana county.

8 Section 38. UNIVERSITY OF NEW MEXICO PROJECTS--SEVERANCE
9 TAX BONDS.--Pursuant to the provisions of Section 1 of this
10 act, upon certification by the board of regents of the
11 university of New Mexico that the need exists for the issuance
12 of the bonds, the following amounts are appropriated to the
13 board of regents of the university of New Mexico for the
14 following purposes:

15 1. two million dollars (\$2,000,000) to construct
16 and equip a nanotechnology and biotechnology center, including
17 laboratories and offices, in the Centennial engineering center
18 at the university of New Mexico in Albuquerque in Bernalillo
19 county;

20 2. four million dollars (\$4,000,000) for a film and
21 digital media center, including classrooms, studios, support
22 space, a digital projection theater and faculty offices, at
23 Mesa del Sol in Albuquerque in Bernalillo county; and

24 3. eight hundred thousand dollars (\$800,000) to
25 complete construction of the early childhood care center at the

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1 Taos branch campus of the university of New Mexico in Taos
2 county.

3 Section 39. WESTERN NEW MEXICO UNIVERSITY PROJECTS--
4 SEVERANCE TAX BONDS.--Pursuant to the provisions of Section 1
5 of this act, upon certification by the board of regents of
6 western New Mexico university that the need exists for the
7 issuance of the bonds, four hundred thousand dollars (\$400,000)
8 is appropriated to the board of regents of western New Mexico
9 university for infrastructure renovations and improvements at
10 western New Mexico university in Silver City in Grant county.

11 Section 40. WASTEWATER FACILITY CONSTRUCTION LOAN FUND
12 PROJECTS--SEVERANCE TAX BONDS.--Pursuant to the provisions of
13 Section 1 of this act, upon certification by the department of
14 environment that the need exists for the issuance of the bonds,
15 six hundred sixty thousand dollars (\$660,000) is appropriated
16 to the wastewater facility construction loan fund for
17 expenditure in fiscal year 2009 and subsequent fiscal years to
18 carry out the provisions of the Wastewater Facility
19 Construction Loan Act. Any unexpended or unencumbered balance
20 remaining at the end of a fiscal year shall not revert.

21 Section 41. EDUCATIONAL RETIREMENT BOARD BUILDING--
22 EDUCATIONAL RETIREMENT FUND.--Two million five hundred thousand
23 dollars (\$2,500,000) is appropriated from the educational
24 retirement fund to the educational retirement board for
25 expenditure in fiscal years 2009 through 2013, unless otherwise

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1 provided for in Section 2 of this act, to acquire land for and
2 plan, design and construct a building or acquire and renovate
3 an existing building for the educational retirement board in
4 Santa Fe in Santa Fe county.

5 Section 42. DEPARTMENT OF GAME AND FISH PROJECT--
6 APPROPRIATIONS FROM THE GAME AND FISH BOND RETIREMENT FUND AND
7 THE GAME PROTECTION FUND.--The following amounts are
8 appropriated from the following funds to the department of game
9 and fish for expenditure in fiscal years 2009 through 2013,
10 unless otherwise provided for in Section 2 of this act, to
11 purchase aircraft for aerial surveys:

- 12 1. five hundred thousand dollars (\$500,000) from
13 the game and fish bond retirement fund; and
- 14 2. two hundred thousand dollars (\$200,000) from
15 the game protection fund.

16 Section 43. DEPARTMENT OF GAME AND FISH PROJECT--
17 APPROPRIATION FROM THE HABITAT MANAGEMENT FUND.--Two hundred
18 fifty thousand dollars (\$250,000) is appropriated from the
19 habitat management fund to the department of game and fish for
20 expenditure in fiscal year 2009 and subsequent fiscal years for
21 construction and renovations to the Lake Roberts dam and
22 spillway in Grant county. Any unexpended or unencumbered
23 balance remaining at the end of a fiscal year shall not revert.

24 Section 44. MINERS' HOSPITAL PROJECT--APPROPRIATION FROM
25 THE MINERS' TRUST FUND.--One million dollars (\$1,000,000) is

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1 appropriated from the miners' trust fund to the miners'
 2 hospital for expenditure in fiscal years 2009 through 2013,
 3 unless otherwise provided in Section 2 of this act, to purchase
 4 and install an automated pharmaceutical dispensing system at
 5 the miners' hospital in Raton in Colfax county.

6 Section 45. DEPARTMENT OF TRANSPORTATION PROJECTS--
 7 APPROPRIATIONS FROM THE STATE ROAD FUND.--The following amounts
 8 are appropriated from the state road fund to the department of
 9 transportation for expenditure in fiscal years 2009 through
 10 2013, unless otherwise provided for in Section 2 of this act,
 11 for the following purposes:

12 1. fifty thousand dollars (\$50,000) to replace the
 13 roof of the hilltop building in district 3 in Albuquerque in
 14 Bernalillo county;

15 2. one hundred thousand dollars (\$100,000) for
 16 improvements and expansion of the administrative services
 17 facility in district 2, including electrical, mechanical and
 18 communications systems, in Roswell in Chaves county;

19 3. nine hundred fifty thousand dollars (\$950,000)
 20 to plan, design and construct the patrol facility in district 5
 21 in Tierra Amarilla in Rio Arriba county; and

22 4. three hundred fifty thousand dollars (\$350,000)
 23 for purchase, installation and construction of salt storage
 24 facilities statewide.

25 Section 46. PROJECT SCOPE--EXPENDITURES.--If an

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1 appropriation for a project authorized in this act is not
2 sufficient to complete all the purposes specified, the
3 appropriation may be expended for any portion of the purposes
4 specified in the appropriation. Expenditures shall not be made
5 for purposes other than those specified in the appropriation.

6 Section 47. ART IN PUBLIC PLACES.--Pursuant to Section
7 13-4A-4 NMSA 1978 and where applicable, the appropriations
8 authorized in this act include one percent for the art in
9 public places fund.

10 Section 48. EMERGENCY.--It is necessary for the public
11 peace, health and safety that this act take effect
12 immediately.